

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**N.S. A minor student. By and through his)
Parents J.S. And S.T. By and through his)
parents M.T. and M.T.)
Plaintiffs,)**

V.)

**TENNESSEE DEPARTMENT OF)
EDUCATION et al.,)
Defendants.)**

**Civil No. 3:16-cv-00610
Judge Trauger
Magistrate Frensley**

REPORT AND RECOMMENDATION

This matter is before the court upon the Joint Motion of the Parties for approval of minors' settlement between Plaintiffs and Knox County Board of Education., Docket No. 165. This matter was referred to undersigned to conduct a hearing which was conducted in chambers on March 27, 2019.

The Plaintiffs appeared with counsel and after conducting a hearing as required under T. C. A. § 39-34-105 in chambers, the court specifically finds that based upon the statements of the parties, it is in the best interest of the minors to settle the claims in the approved amount and the undersigned is satisfied with what the legal guardians intend to do with the settlement proceeds until the minors reach the age of 18 as set forth more fully in the Plaintiffs' memorandum in support of the joint motion for approval of minor settlement. Docket No. 66. Therefore, the undersigned recommends that the joint motion for approval of settlement be GRANTED and that the Court approve the minor settlements between Plaintiffs and Knox County Board of Education as set forth in the Settlement Agreement and Release of Claims.

Under Rule 72(b) of the Federal Rules of Civil Procedure, any party has fourteen (14) days

from receipt of this Report and Recommendation in which to file any written objections to this Recommendation with the District Court. Any party opposing said objections shall have fourteen (14) days from receipt of any objections filed in this Report in which to file any response to said objections. Failure to file specific objections within fourteen (14) days of receipt of this Report and Recommendation can constitute a waiver of further appeal of this Recommendation. *Thomas v. Arn*, 474 U.S. 140, 106 S.Ct. 466, 88 L.Ed. 2d 435 (1985), *reh'g denied*, 474 U.S. 1111 (1986).



JEFFERY S. FRENSLEY
U. S. District Magistrate Judge